

RECEIVED  
CENTRAL FAX CENTER

FEB 18 2004

CASE CLV-31313P1

OFFICIAL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF  
WINTERTON ET AL.

Examiner: CAMERON, ERMA C

Art Unit: 1762

APPLICATION NO: 09/775,104

FILED: FEBRUARY 1, 2001

FOR: SINGLE-DIP PROCESS FOR ACHIEVING A LAYER-BY-LAYER-  
LIKE COATING

Assistant Commissioner for Patents  
Alexandria, Virginia 22313-1450

RESUBMISSION OF THE FULLY EXECUTED DECLARATION AND  
POWER OF ATTORNEY

Dear Sir:

Examiner Erma Cameron of Art Unit 1762 has informed Applicant via phone today that the fully executed Declaration and Power of Attorney, which was filed on May 30, 2001, was not scanned into the PTO electronic database. Examiner Cameron further request Application to resubmit a copy of the fully executed Declaration and Power of Attorney via Fax. In response, Applicants respectfully fax a copy of the fully executed Declaration and Power of Attorney to facilitate its scanning into the database.

Should the Examiner believe that a discussion with Applicants' representative would further the prosecution of this application, the Examiner is respectfully invited to contact the

- 1 -

CASE CL/V-31313P1

undersigned. The Commissioner is hereby authorized to charge any other fees which may be required under 37 C.F.R. §§1.16 and 1.17, or credit any overpayment, to Deposit Account No. 50-2965. Please address all correspondence to Robert Goman, CIBA Vision, Patent Department, 11460 Johns Creek Parkway, Duluth, GA 30097.

Respectfully submitted,



Jian S. Zhou  
Reg. No. 41,422  
(678) 415-4691

Date: Feb. 16, 2004

CIBA Vision  
Patent Department  
11460 Johns Creek Parkway  
Duluth, GA 30097

DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATIONS

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,  
and

I believe I am an original, first and joint inventor of the subject matter which is claimed  
and for which a patent is sought on the invention entitled

Single-Dip Process for Achieving a Layer-By-Layer-Like Coating  
the specification of which was filed on February 1, 2001 as U.S. Application No. 09/775,104.

I hereby state that I have reviewed and understand the contents of the above identified  
specification, including the claims.

I acknowledge my duty to disclose all information which is known by me to be material to  
the patentability of this application as defined in 37 C.F.R. §1.56.

I hereby claim the benefit under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign  
application(s) for patent or inventor's certificate listed below and under 35 U.S.C. §365(a) of any  
PCT international application(s) designating at least one country other than the United States  
listed below and have also listed below any foreign application(s) for patent or inventor's  
certificate or any PCT international application(s) designating at least one country other than the  
United States for the same subject matter and having a filing date before that of the application  
the priority of which is claimed for that subject matter:

None

I hereby claim the benefit under 35 USC §119(e) of any United States provisional  
application(s) listed below:

Application No.

Filing Date

60/180,463

February 4, 2000

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) listed  
below and under 35 U.S.C. §365(c) of any PCT international application(s) designating the  
United States listed below and, insofar as the subject matter of each of the claims of this

application is not disclosed in said prior application(s) in the manner required by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose all information known by me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

None

I hereby appoint the attorneys and agents associated with Customer No. 001095, respectively and individually, as my attorneys and agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Please address all communications to: Thomas Hoxie, Novartis Corporation, Patent & Trademark Department, 564 Morris Avenue, Summit, New Jersey 07901.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## FIRST JOINT INVENTOR:

Full name : Lynn Cook Winterton

Signature : Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Alpharetta, Georgia

P.O. Address : 840 Locust Grove Ct.  
Alpharetta, Georgia 30201

## SECOND JOINT INVENTOR:

Full name : John Martin Lally

Signature : Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : Ireland

Residence : Lilburn, Georgia

P.O. Address : 1503 Hartman Dr.  
Lilburn, Georgia 30047

## THIRD JOINT INVENTOR:

Full name : Michael Rubner

Signature : \_\_\_\_\_

Date : \_\_\_\_\_  
(MM/DD/YY)

Citizenship : United States of America

Residence : Westford, Maine

P.O. Address : 12 Lynwood Lane  
Westford, Maine 01886

## FOURTH JOINT INVENTOR:

Full name : Yongxing Qiu

Signature : 

Date : \_\_\_\_\_

(MM/DD/YY)

Citizenship : Chinese Peoples Republic

Residence : Duluth, Georgia

P.O. Address : 540 Stedford Lane  
Duluth, Georgia 30097

IMPORTANT: Before this declaration is signed, the patent application (the specification, the claims and this declaration) must be read and understood by each person signing it, and no changes may be made in the application after this declaration has been signed.

02/16/04 MON 18:06 FAX 770 418 3068

CIBA VISION PATENT DEPT  
RECEIVED  
CENTRAL FAX CENTER

001

**CIBA  
Vision.**  
A Novartis Company

FEB 18 2004  
OFFICIAL

Jian Zhou, Ph.D.  
Patent Department  
11460 Johns Creek Parkway  
Duluth, Georgia 30097-1556

fax 678-415-3068

## FAX MESSAGE

### Privileged and Confidential

TO: Erma Cameron  
FROM: Dr. Jian Zhou  
RE: Resubmission of the fully executed Declaration and Power of Attorney  
DATE: February 16, 2004  
Fax: (703) 872 9306

PAGES FOLLOWING THIS PAGE: 6

MESSAGE:

*The information contained in this message may be legally privileged and/or confidential information, intended only for use by the addressee listed above. If you have received this message in error, you are hereby notified that any disseminating, distributing or copying of this information is strictly prohibited. Further, if you have received this information in error, we request that you contact us at 678-415-3047 or (fax) 678-415-3068. Thank you.*